FEB 0 7 2008

SMART & BIGGAR

Intellectual Property & Technology Law

To Fax no .:

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P.O. Box 2999, Station D 55 Metcalfe Street, Suite 900 Ottawa, Canada K1P 5Y6

Page 1 of:

11

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Attention:

Group Art Unit 2613

Tel.: (613) 232-2486

¥

Examiner: PASCAL, Leslie C.

Fax: (613) 232-8440

From:

SMART & BIGGAR

Your file no .:

10/697,312

Date:

February 7, 2008

Reply to Ottawa file no.:

71493-1181/jas

Time:

Certificate of Transmission

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(571) 273-8300 on February 7, 2008

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R. Allan Brett (Reg. No. 40,476)

Signature

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FEB 0 7 2008

AMENDMENT TRANSMITTAL LETTER (Large Entity) Applicant(s): BERNIER, Eric et al.						Docket No. 71493-1181/jas	
Application No. 10/697,312	Filing Date October 31, 2003	Examiner PASCAL, Lestic (Customer No 07380	> .	Group Art Unit 2613	Confirmation No. 9866
Invention: PROTECTION ARCHITECTURE FOR PHOTONIC SWITCH USING TUNABLE OPTICAL FILTER							
COMMISSIONER FOR PATENTS: Transmitted herewith is an amendment in the above-identified application.							
The fee has been calculated and is transmitted as shown below.							
CLAIMS AS AMENDED							
	CLAIMS REMAINING	HIGHEST#	NUMBE	R EXTRA		RATE	ADDITIONAL
	AFTER AMENDMENT	PREV. PAID FOR	CLAIMS	PRESENT			FEE
TOTAL CLAIMS	14 -	31 =		0 ;	۲	\$50.00	\$0.00
INDEP. CLAIMS	3 -	10 =	<u></u>	0 ;	(\$200.00	\$0.00
Multiple Dependent Claims (check if applicable)							
No additional fee is required for amendment. Please charge Deposit Account No. in the amount of A check in the amount of to cover the filling fee is enclosed. The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-2550 Any additional filling fees required under 37 C.F.R. 1.16. Any patent application processing fees under 37 CFR 1.17. Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. Dated: February 7, 2008 I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patants,"							
Tel. No. (613) 232-2486 P.O. Box 1450, Alexandria, VA 22313-1450 [37 CFR 1.8(a)] on (Date) Signature of Person Malling Correspondence Typed or Printed Name of Person Mailing Correspondence							

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE FEB 0 7 2008

Appl. No.

: 10/697,312

Confirmation No. 9866

Applicant

: Eric Bernier, et al

Filed

: October 31, 2003

TC/A.U.

: 2613

Examiner

: Leslie C. Pascal

Docket No.

: 71493-1181

Customer No.

: 07380

Commissioner for Patents Alexandria, VA 22313-1450 U.S.A.

Dear Sir:

In response to the Office Action of December 12, 2007, the following is submitted:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.